

Date: October 29, 2008

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:

HIROSHI KASE, ET AL.

Application No.: 10/523,603

Filed: February 4, 2005

For: ADENOSINE A2A RECEPTOR ANTAGONISTS FOR TREATING RESTLESS  
LEGS SYNDROME OR NOCTURNAL MYOCLONUS (AS AMENDED)

Group Art Unit: 1617

Confirmation No. 4143

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated April 30, 2008 of the Primary Examiner finally rejecting claims 1-5 and 8-12.

The item(s) checked below are appropriate.

1.  A Petition for a three month extension of time to respond to the final rejection, together with the \$1,110.00 extension fee under 37 C.F.R. §1.17, is being filed herewith.
2.  A Petition for an additional \_\_\_\_\_ month extension of time to take further action, together with the \$\_\_\_\_\_ extension fee under 37 C.F.R. §1.17, is being filed currently herewith.
3.  Fee \$540.00  
 Fee \$270.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)  
 Depository account payment.  
 Not required (fee paid in prior appeal)



Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)

4.  Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
5.  Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

/Lawrence S. Perry/

Lawrence S. Perry  
Attorney for Applicants  
Registration No.: 31,865

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LSP\ac

Form #67

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